

BRIEFING NOTE — IRVIN BILL — S. 1438

25X1A The [REDACTED] case presents an example of the security problems unique to this Agency when we are drawn into court.

25X1A [REDACTED] applied for employment to the Central Intelligence Agency after his retirement from the Marine Corps. At the time he was given his physical examination, the medical doctors determined that his blood pressure was too high to accept him for employment. After the doctors told [REDACTED] that he could not be employed until his blood pressure was lowered, he returned to his home in Norfolk, Virginia, and six days later committed suicide. 25X1A

25X1A [REDACTED] widow and daughter each filed suit against CIA and requested damages totaling \$750,000, alleging that CIA had administered drugs to [REDACTED] during his processing and these drugs so adversely affected him that he committed suicide. 25X1A

In order to prepare the defense of this case, it was necessary to prepare 15 affidavits by CIA employees which explained in detail the entire applicant process. Some of these were persons

earmarked for overseas assignments using cover employment. It was necessary to withdraw an overseas assignment for one of the doctors because of his affidavit, which if used in court would have publicly identified him as CIA. Other employees would have had their careers affected adversely by full identification. In addition to the affidavits from the Office of Medical Services, it was necessary to prepare affidavits describing the procedures employed by the Office of Security in conducting a polygraph interview.

25X1A This was a frivolous suit as shown by the plaintiff's answer to the written interrogatories by the Government stating that drugs were given [REDACTED] by CIA in food which was served to him at a cafeteria at the Washington National Airport. The suit was eventually withdrawn by the plaintiffs and did not come to trial. Even though this suit was without foundation, the preparation of information needed to defend the Agency required hundreds of man-hours. If the plaintiff's attorney had not been a reputable member of the bar and willing to cooperate to prevent useless exposure of sensitive material, the case would probably have gone to trial.

25X1A